761551N25A - SH-AD-32A (2/72)

COUNTY OF LOS ANGELES

SHERIFF'S DEPARTMENT

A Tradition of Service

DATE: January 20, 2009

OFFICE CORRESPONDENCE FILE NO. FO2219668

FROM: ERIC B. SMITH, COMMANDER
LEADERSHIP AND TRAINING DIVISION

TO: KARYN MANNIS, CAPTAIN
INTERNAL AFFAIRS BUREAU

SUBJECT: **EXECUTIVE FORCE REVIEW COMMITTEE DISPOSITION:**
DEPUTY [redacted] #[redacted]
DEPUTY JUAN RODRIGUEZ #[redacted]
CENTURY STATION

On May 7, 2008, Suspect Dartagnon Jones admitted he was on [redacted] then he struck Deputy [redacted] and tried to flee. Deputies [redacted] and Rodriguez struck the suspect with personal weapons and performed a takedown maneuver. The suspect sustained a fracture to his left orbital at about 1010 hours.

Deputies [redacted] and Rodriguez saw Suspect Jones sitting in the driver's seat of a 2008 Nissan Altima 4-door, illegally parked in the alley. Suspect Jones was talking to two male Blacks, Witnesses [redacted] and [redacted] near his front passenger's window. As the Deputies contacted Suspect Jones, both witnesses walked away.

Suspect Jones advised the Deputies that he was on [redacted] The Deputies detained Suspect Jones pending a [redacted] check. As Deputy [redacted] was conducting a pat-down search for weapons, Suspect Jones struck Deputy [redacted] chest with his right elbow, forcing Deputy [redacted] backwards. Suspect Jones tried running away, but Deputy [redacted] grabbed his shirt at the shoulder area, and Deputy Rodriguez grabbed Suspect Jones' shirt at the chest area. Both Deputies forced Suspect Jones to the ground. Suspect Jones landed on his back and began kicking and punching violently. The Deputies ordered Suspect Jones to stop resisting, but he continued to fight them.

Deputy [redacted] kneed Suspect Jones twice on the right side of his stomach with his right knee. Deputy Rodriguez punched Suspect Jones twice on the left side of his face with his right fist. Suspect Jones immediately stopped resisting and allowed the Deputies to handcuff him.

Suspect Jones sustained a fracture to his left orbital. He was treated at Memorial Hospital of Gardena. He was cleared for booking. Deputy [redacted] complained of pain to his chest, and Deputy Rodriguez sustained a soft tissue contusion to his right hand.

On January 8, 200[illegible]he Executive Force Review Comm[illegible]e convened and conducted a review regarding the facts of this case. The applicable policies that were evaluated by the committee were: MPP §§ 3-01/025.00, Use of Force; 3-01/025.10, Unreasonable Force; and 3-01/050.10, Performance to Standards.

Concerning:

MPP § 3-01/025.00, Use of Force, and MPP § 3-01/025.10, Unreasonable Force, the Committee determined that the force used by Deputy [redacted] #[redacted] was reasonable and necessary and in compliance with Department policy.

MPP § 3-01/025.00, Use of Force, and MPP § 3-01/025.10, Unreasonable Force, the Committee determined that the force used by Deputy Juan Rodriguez #[redacted] was reasonable and necessary and in compliance with Department policy.

MPP § 3-01/050.10, Performance to Standards, the Committee determined that the tactics employed by all personnel in this incident were within Department Policy.

Eric B. Smith, Commander

EBS:YLW:yw

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Los Angeles County Sheriff's Department

Supervisor's Report on Use of Force

Incident Information

URN: 408-09902-2142-145	Date: 5/7/08		Time: 1010 HOURS
Location: ALLEY, NORTH OF 137TH STREET, EAST OF AVALON STREET		City or Station: LOS ANGELES	
Bureau/Station/Facility: CENTURY SHERIFF'S STATION		Admin. Investigation: YES [ ] NO [X]	
Type of Force: SIGNIFICANT (FRACTURED ORBITAL, MEDIAL WALL & LEFT SIDE OF NOSE)			
Deputy Injury: YES [X] NO [ ]	Suspect Injury YES [X] NO [ ]		
[ ] Call	[X] Observation	[ ] Detail	[ ] Foot Pursuit [ ] Vehicle Pursuit
IAB Notified: YES [X] NO [ ]	Person Notified: SCOTT HILL	Emp: [redacted]	IAB Roll Out: YES [X] NO [ ]

Involved Employee

E 1

Employee #	Last Name	First Name	Middle Name
[redacted]	[redacted]	[redacted]	

Sex	Race	Unit of Assignment	Work Assignment (Unit #, Module, etc.)
[X] Male [ ] Female	H	CENTURY	214B

Shift		Age	Height	Weight
[ ] EM [X] Day [ ] PM	[X] Regular Shift [ ] OT Shift [ ] Off Duty	[redacted]	505	150

	Hospital	Coroner Case #	
[X] Injured [ ] Treated [ ] Admitted	COMPLAINT OF PAIN		Directed Force [ ] Significant Force [X]

E 2

Employee #	Last Name	First Name	Middle Name
[redacted]	RODRIGUEZ	JUAN	

Sex	Race	Unit of Assignment	Work Assignment (Unit #, Module, etc.)
[X] Male [ ] Female	H	CENTURY	214B

Shift		Age	Height	Weight
[ ] EM [X] Day [ ] PM	[X] Regular Shift [ ] OT Shift [ ] Off Duty	28	602	260

	Hospital	Coroner Case #	
[X] Injured [X] Treated [ ] Admitted	US HEALTH WORKS		Directed Force [ ] Significant Force [X]

E__

Employee #	Last Name	First Name	Middle Name

Sex	Race	Unit of Assignment	Work Assignment (Unit #, Module, etc.)
[ ] Male [ ] Female			

Shift		Age	Height	Weight
[ ] EM [ ] Day [ ] PM	[ ] Regular Shift [ ] OT Shift [ ] Off Duty			

	Hospital	Coroner Case #	
[ ] Injured [ ] Treated [ ] Admitted			Directed Force [ ] Significant Force [ ]

[ ] **Additional Involved Employees**

On Duty Supervisor

Emp. #	Last Name	First Name	Middle Name	Rank	Present	Witness to Incident
[redacted]	DURAN	JAMES		SGT.	YES [ ] NO [X]	YES [ ] NO [X]
					YES [ ] NO [ ]	YES [ ] NO [ ]

Watch Sergeant

Emp.	Last Name	First Name	Middle Name
[redacted]	WHITE	RICHARD	

Watch Commander

Emp. #	Last Name	First Name	Middle Name
[redacted]	SERPA	JEFFREY	

Watch Commander (**Print Name**) | Watch Commander's **Signature**: | Emp #: | Date

TIM CARR [redacted]

Supervisor Completing Form: (**Print Name**) | Emp #: | Copy Provided to Employee by: | Emp #:

Unit Commander (**Print Name**) | Unit Commander's **Signature**: | Emp #: | Date

DISCOVERY Use Only

FO# 2219668

Original: Discovery Unit
Copy: Unit Commander

SH-R-438P (Rev. 12/07)

S ervisor's Report on Use of (ce
SUSPECT INFORMATION
408 - 09902 - 2142 - 145

Suspect Information

S 1

Last Name: JONES | First Name: DARTAGNON | Middle Name: DARNELL

AKA Last Name: | First Name: | Middle Name:

Sex: ☒ Male ☐ Female | Race: B | Street Address: [redacted] | City: [redacted] | State & Zip Code: [redacted]

Work Phone: [redacted] | Home Phone: [redacted] | Age: 29 | Height: 604 | D.O.B. 11-29-78 | Weight: 200 | Armed? ☐

Booking #: 1463246 | Primary Charge Code: 69 PC | Secondary Charge Code: 11351.5 H/S | Criminal History [redacted]

EMT in attendance? ☒ YES ☐ NO | Name: L.A. COUNTY FIRE | Unit: Engine #95 | Phone #: CAPT. MCKNERMAN

Hospital Admission? ☐ | Rec'd Treatment At: GARDENA MEMORIAL | Coroner Case #: | Mental History ☐

By Doctor: MARTELLI | Address: 1145 WEST REDONDO BEACH BLVD | Phone #: 310-532-4200

Under Influence: ☐ YES ☒ NO | Substance: | Mental Illness ☐

Suspect Interview

Date: 05/08/2008 | Time: 1030 | Audiotape: ☐ | Videotape: ☒ | Photos of Injuries: ☒

Suspect Information

S __

Last Name: | First Name: | Middle Name:

AKA Last Name: | First Name: | Middle Name:

Sex: ☐ Male ☐ Female | Race: | Street Address: | City: | State & Zip Code:

Work Phone: | Home Phone: | Age: | Height: | D.O.B. | Weight: | Armed? ☐

Booking #: | Primary Charge Code: | Secondary Charge Code: | Criminal History ☐

EMT in attendance? ☐ YES ☐ NO | Name: | Unit: | Phone #:

Hospital Admission? ☐ | Rec'd Treatment At: | Coroner Case #: | Mental History ☐

By Doctor: | Address: | Phone #:

Under Influence: ☐ YES ☐ NO | Substance: | Mental Illness: ☐

Suspect Interview

Date: | Time: | Audiotape: ☐ | Videotape: ☐ | Photos of Injuries: ☐

Suspect Information

S __

Last Name: | First Name: | Middle Name:

AKA Last Name: | First Name: | Middle Name:

Sex: ☐ Male ☐ Female | Race: | Street Address: | City: | State & Zip Code:

Work Phone: | Home Phone: | Age: | Height: | D.O.B. | Weight: | Armed? ☐

Booking #: | Primary Charge Code: | Secondary Charge Code: | Criminal History ☐

EMT in attendance? ☐ YES ☐ NO | Name: | Unit: | Phone #:

Hospital Admission? ☐ | Rec'd Treatment At: | Coroner Case #: | Mental History ☐

By Doctor: | Address: | Phone #:

Under Influence: ☐ YES ☐ NO | Substance: | Mental Illness ☐

Suspect Interview

Date: | Time: | Audiotape: ☐ | Videotape: ☐ | Photos of Injuries: ☐

☐ **Additional Suspects Involved**

Su rvisor's Report on Use of F(e
EMPLO EE / NON-EMPLOYEE INFORMATION
4 0 8 - 0 9 9 0 2 - 2 1 4 2 - 1 4 5

Employee Witnesses			
Emp. #	Last Name	First Name	Middle Name
Emp. #	Last Name	First Name	Middle Name
Emp. #	Last Name	First Name	Middle Name
Emp. #	Last Name	First Name	Middle Name
Emp. #	Last Name	First Name	Middle Name
Emp. #	Last Name	First Name	Middle Name

Non-Employee Witnesses

Last Name [redacted]	First Name [redacted]	Middle Name		Age [redacted]	D.O.B. [redacted]
Street Address [redacted]	City [redacted]	Zip Code	Work Ph. [redacted]	Home Ph. [redacted]	
Last Name [redacted]	First Name [redacted]	Middle Name [redacted]		Age [redacted]	D.O.B. [redacted]
Street Address [redacted]	City [redacted]	Zip Code	Work Ph. [redacted]	Home Ph. [redacted]	
Last Name	First Name	Middle Name		Age	D.O.B.
Street Address	City	Zip Code	Work Ph.	Home Ph.	
Last Name	First Name	Middle Name		Age	D.O.B.
Street Address	City	Zip Code	Work Ph.	Home Ph.	
Last Name	First Name	Middle Name		Age	D.O.B.
Street Address	City	Zip Code	Work Ph.	Home Ph.	
Last Name	First Name	Middle Name		Age	D.O.B.
Street Address	City	Zip Code	Work Ph.	Home Ph.	
Last Name	First Name	Middle Name		Age	D.O.B.
Street Address	City	Zip Code	Work Ph.	Home Ph.	
Last Name	First Name	Middle Name		Age	D.O.B.
Street Address	City	Zip Code	Work Ph.	Home Ph.	
Last Name	First Name	Middle Name		Age	D.O.B.
Street Address	City	Zip Code	Work Ph.	Home Ph.	

☐ Additional Witness

Supervisor's Report on Use of Force
408 - 09902 - 2142 - 145

Method

(AW) Arwen
(BC) Baton: (Control)
(BI) Baton: (Impact)
(BF) Bodily Fluids
(CN) Canine
(CR) Carotid Restraint
(CH) Choke Hold
(CT) Control Holds: (Control Techniques)
(TT) Control Holds: (Team Takedown)
(TD) Control Holds: (Takedown)
(CE) Chemical
(OC) Chemical Agents (OC Spray)
(TG) Chemical Agents (Tear Gas)
(EX) Explosives
(FH) Firearm (Handgun)
(FR) Firearm (Rifle)
(FS) Firearm (Shotgun)
(FO) Firearm (Other)
(FB) Flashbang
(FL) Flashlight
(OE) Other Weapon: Edged
(OV) Other Weapon: Vehicle
(OB) Other Weapon: Blunt Object
(OO) Other Weapon: Other
(PK) Personal Weapon: Feet/Leg: (Kick)
(PS) Personal Weapon: Feet/Leg: (Sweep)
(PH) Personal Weapon (Hand/Arm)
(PP) Personal Weapon (Push)
(PO) Personal Weapon (Other)
(RS) Resistance
(CN) Restraint Device (Capture Net)
(RH) Restraint Device (Handcuffs)
(HB) Restraint Device: Hobble (Legs Only)
(TP) Restraint Device: Hobble (TARP)
(RE) Restraint Device: REACT Belt
(SP) Sap
(SH) Shield
(SG) 37mm Stinger
(SB) Sting Ball
(ST) Stun Bag
(TR) Taser
(UC) Uncooperative

Type of Injury

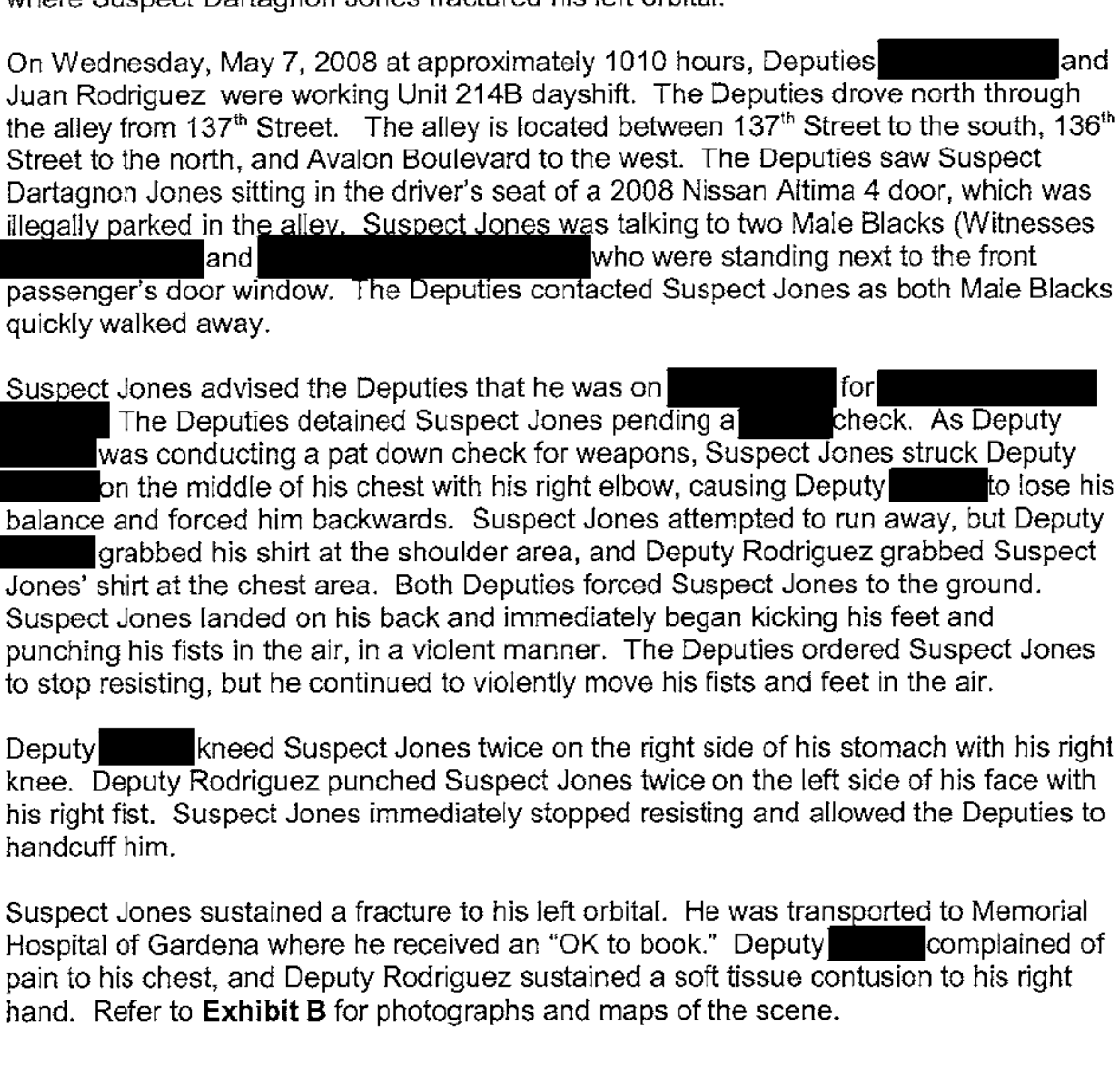
(AB) Abrasion
(BR) Bruise
(BU) Burn
(CP) Complaint of Pain
(CO) Concussion
(DH) Death
(DI) Dislocation
(DB) Dog Bite
(FR) Fractures
(GS) Gunshot
(HB) Human Bite
(LC) Lacerations
(ND) Nerve Damage
(OD) Organ Damage
(PA) Paralysis
(PW) Puncture Wound
(SD) Soft Tissue Damage
(ST) Sprain/Twists
(UN) Unconscious
(RM) Refused Med Treatment
(NN) NONE

Body Part Injured

(AD) Abdomen
(AK) Ankle
(AR) Arm
(BK) Back
(BT) Buttocks
(CH) Chest
(EL) Elbow
(FA) Face
(FE) Feet
(FI) Fingers
(GE) Genitals
(GR) Groin
(HD) Hands
(HE) Head
(HI) Hip
(IN) Internal
(KN) Knees
(LE) Leg
(NK) Neck
(NO) Nose
(SH) Shoulder
(WR) Wrist

FORCE USED BY		FORCE USED AGAINST		Method (Code)	Type of Injury (Code)	Body Part (Code)
Name	E# or S#	Name	E# or S#			
JONES	S	[redacted]	E1	RS		
JONES	S	[redacted]	E1	PH	CP	
JONES	S	[redacted]	E1	PK	NN	
JONES	S	RODRIGUEZ	E2	RS	NN	
JONES	S	RODRIGUEZ	E2	PH	NN	
JONES	S	RODRIGUEZ	E2	PK	NN	
[redacted]	E1	JONES	S	TT		
[redacted]	E1	JONES	S	PK	CP	
[redacted]	E1	JONES	S	RH	CP	
RODRIGUEZ	E2	JONES	S	TT	CP	
RODRIGUEZ	E2	JONES	S	PH	FR	

INVESTIGATIVE SUMMARY
USE OF FORCE; FRACTURED ORBITAL
IAB FO2219668
URN 408-09902-2142-145



On Wednesday, May 7, 2008, Sergeants Tim Carr and Steve Kim of the Internal Affairs Bureau responded to Century Sheriff's Station regarding a significant use of force, where Suspect Dartagnon Jones fractured his left orbital.

On Wednesday, May 7, 2008 at approximately 1010 hours, Deputies [redacted] and Juan Rodriguez were working Unit 214B dayshift. The Deputies drove north through the alley from 137th Street. The alley is located between 137th Street to the south, 136th Street to the north, and Avalon Boulevard to the west. The Deputies saw Suspect Dartagnon Jones sitting in the driver's seat of a 2008 Nissan Altima 4 door, which was illegally parked in the alley. Suspect Jones was talking to two Male Blacks (Witnesses [redacted] and [redacted] who were standing next to the front passenger's door window. The Deputies contacted Suspect Jones as both Male Blacks quickly walked away.

Suspect Jones advised the Deputies that he was on [redacted] for [redacted] The Deputies detained Suspect Jones pending a [redacted] check. As Deputy [redacted] was conducting a pat down check for weapons, Suspect Jones struck Deputy [redacted] on the middle of his chest with his right elbow, causing Deputy [redacted] to lose his balance and forced him backwards. Suspect Jones attempted to run away, but Deputy [redacted] grabbed his shirt at the shoulder area, and Deputy Rodriguez grabbed Suspect Jones' shirt at the chest area. Both Deputies forced Suspect Jones to the ground. Suspect Jones landed on his back and immediately began kicking his feet and punching his fists in the air, in a violent manner. The Deputies ordered Suspect Jones to stop resisting, but he continued to violently move his fists and feet in the air.

Deputy [redacted] kneed Suspect Jones twice on the right side of his stomach with his right knee. Deputy Rodriguez punched Suspect Jones twice on the left side of his face with his right fist. Suspect Jones immediately stopped resisting and allowed the Deputies to handcuff him.

Suspect Jones sustained a fracture to his left orbital. He was transported to Memorial Hospital of Gardena where he received an "OK to book." Deputy [redacted] complained of pain to his chest, and Deputy Rodriguez sustained a soft tissue contusion to his right hand. Refer to **Exhibit B** for photographs and maps of the scene.

INVOLVED PERSONNEL:

Deputy [redacted] #[redacted]
Field Operations Region II
Century Sheriff's Station

Employee Work History:

Date of Employment	[redacted]
Date Assigned to Patrol	[redacted]
Completed Patrol Training	[redacted]
Prior Founded Force Incidents	[redacted]
Prior Founded Shootings	[redacted]

Deputy Juan Rodriguez #[redacted]
Field Operations Region II
Century Sheriff's Station

Employee Work History:

Date of Employment	**01/2002**
Date Assigned to Patrol	[redacted]
Completed Patrol Training	[redacted]
Prior Founded Force Incidents	[redacted]
Prior Founded Shootings	[redacted]

SUSPECT:

Dartagnon Darnell Jones Male Black 11/29/1978

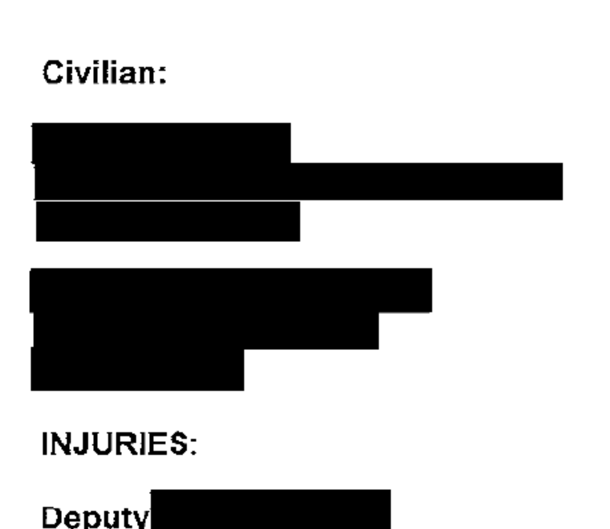
Suspect Jones has an [redacted] A check of the CCHRS (Consolidated Criminal History Reporting System) revealed that Suspect Jones (CII# [redacted] Refer the CCHRS and RAPS printouts included inside **Exhibit A.**

WITNESSES:

Sworn:

None

Civilian:



[redacted]

[redacted]

INJURIES:

Deputy [redacted]

Deputy [redacted] complained of pain to his chest. Deputy [redacted] did not seek medical attention. The pain was caused by Suspect Jones' elbow strike. Refer to **Exhibit C** for a photograph of Deputy [redacted]

Deputy Juan Rodriguez

Deputy Rodriguez sustained a soft tissue contusion on his right little finger. Deputy Rodriguez was seen and treated at United States Healthworks Medical Center. Deputy Rodriguez believed the injury occurred when he punched Suspect Jones in the face. Refer to **Exhibit C** for a photograph of Deputy Rodriguez's' injured finger.

Suspect Dartagnon Jones

Suspect Jones sustained a fractured left orbital of the left medial wall and hairline fracture to the left side of his nose. He also sustained a swollen left eye and complained of pain to his head and body. I spoke to Doctor Martelli and was advised that Suspect Jones' injuries were consistent with being punched in the face and being kneed in the stomach. Refer to **Exhibit D** for photographs of Suspect Jones' injuries and medical records.

PHYSICAL EVIDENCE:

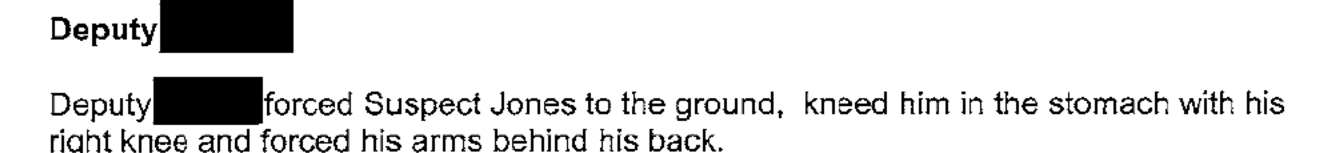
No physical evidence was collected at the scene, and the Crime Lab did not respond to this incident.

INVESTIGATOR OBSERVATIONS:

The scene had not been held and did not play a prominent role in the investigation. Investigators responded to the scene after the scene had been disbanded. Sergeant Tina Jones was the field supervisor who responded to the scene. She photographed the scene, the Suspect, and also videotaped the Suspect and Witnesses' interview.

IAB Note: The compact disc of the scene and interviews that Sergeant Jones gave me was blank. I return the disc to Sergeant Jones for repair. Sergeant Jones advised me that she had not properly saved the video to the compact disc. I directed Sergeant Jones to document her interviews on a supplemental report. Refer to **Exhibit A** for her report.

WEAPONS USED BY DEPUTY PERSONNEL:



Deputy [redacted]

Deputy [redacted] forced Suspect Jones to the ground, kneed him in the stomach with his right knee and forced his arms behind his back.

Deputy Rodriguez

Deputy Rodriguez forced Suspect Jones to the ground and punched him twice in the face.

WEAPONS USED BY THE SUSPECT:

Suspect Jones

Suspect Jones elbowed Deputy [redacted] on the chest. Suspect Jones resisted the Deputies orders and violently kicked his legs and threw punches in the air.

PROPERTY DAMAGE:

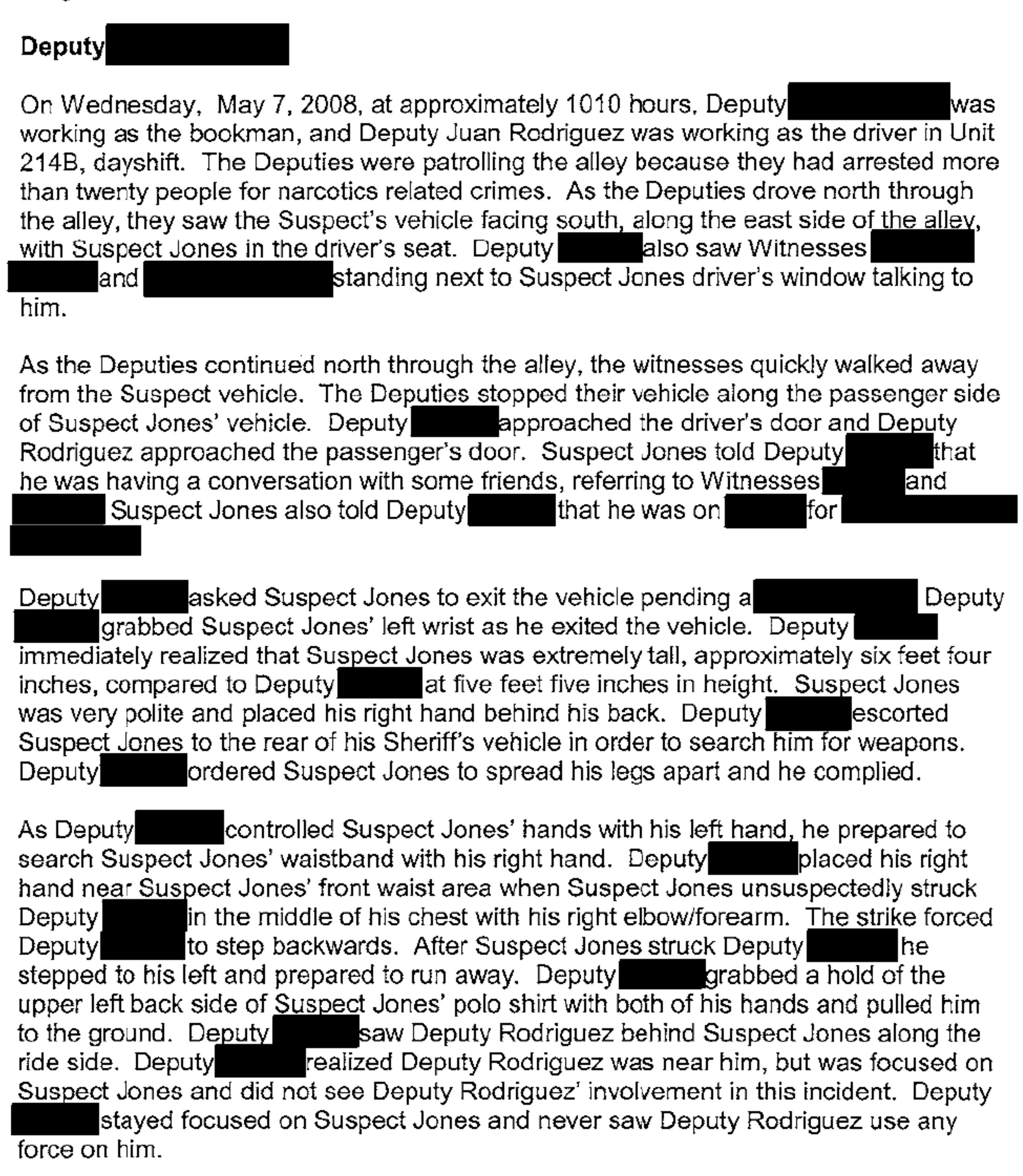
No county or private property was damaged.

CRIMINAL INVESTIGATOR AND CHARGES FILED:

Investigator's Name	**Detective Frederick Morse #[redacted]**
Court	**Compton**
Charges Filed	**69 & 243(b) P.C. and 11351.5 & 11359 H/S**
Court Date	[redacted]
Case Number	**TA097203**

LIGHTING OR WEATHER CONDITIONS:

The area was sunny and clear at the time of the incident (approximately 1010 hours).



INVOLVED EMPLOYEES' STATEMENTS:

The following summary is from an Internal Affairs Bureau interview conducted by Sergeants Tim Carr and Steve Kim.

Deputy [redacted]

On Wednesday, May 7, 2008, at approximately 1010 hours, Deputy [redacted] was working as the bookman, and Deputy Juan Rodriguez was working as the driver in Unit 214B, dayshift. The Deputies were patrolling the alley because they had arrested more than twenty people for narcotics related crimes. As the Deputies drove north through the alley, they saw the Suspect's vehicle facing south, along the east side of the alley, with Suspect Jones in the driver's seat. Deputy [redacted] also saw Witnesses [redacted] and [redacted] standing next to Suspect Jones driver's window talking to him.

As the Deputies continued north through the alley, the witnesses quickly walked away from the Suspect vehicle. The Deputies stopped their vehicle along the passenger side of Suspect Jones' vehicle. Deputy [redacted] approached the driver's door and Deputy Rodriguez approached the passenger's door. Suspect Jones told Deputy [redacted] that he was having a conversation with some friends, referring to Witnesses [redacted] and [redacted] Suspect Jones also told Deputy [redacted] that he was on [redacted] for [redacted]

Deputy [redacted] asked Suspect Jones to exit the vehicle pending a [redacted] Deputy [redacted] grabbed Suspect Jones' left wrist as he exited the vehicle. Deputy [redacted] immediately realized that Suspect Jones was extremely tall, approximately six feet four inches, compared to Deputy [redacted] at five feet five inches in height. Suspect Jones was very polite and placed his right hand behind his back. Deputy [redacted] escorted Suspect Jones to the rear of his Sheriff's vehicle in order to search him for weapons. Deputy [redacted] ordered Suspect Jones to spread his legs apart and he complied.

As Deputy [redacted] controlled Suspect Jones' hands with his left hand, he prepared to search Suspect Jones' waistband with his right hand. Deputy [redacted] placed his right hand near Suspect Jones' front waist area when Suspect Jones unsuspectedly struck Deputy [redacted] in the middle of his chest with his right elbow/forearm. The strike forced Deputy [redacted] to step backwards. After Suspect Jones struck Deputy [redacted] he stepped to his left and prepared to run away. Deputy [redacted] grabbed a hold of the upper left back side of Suspect Jones' polo shirt with both of his hands and pulled him to the ground. Deputy [redacted] saw Deputy Rodriguez behind Suspect Jones along the ride side. Deputy [redacted] realized Deputy Rodriguez was near him, but was focused on Suspect Jones and did not see Deputy Rodriguez' involvement in this incident. Deputy [redacted] stayed focused on Suspect Jones and never saw Deputy Rodriguez use any force on him.

Suspect Jones fell on his back and immediately began punching and kicking with both hands and feet in the air. Deputy [redacted] crouched down on Suspect Jones left side. Deputy [redacted] ordered Suspect Jones to stop fighting two to five times. Deputy [redacted] grabbed hold of Suspect Jones' left wrist and kneed him two times in the left side of his stomach/rib area with his right knee, to stop his violent behavior.

After kneeing Suspect Jones, Deputy [redacted] was able to force Suspect Jones' left arm behind his back in a rear wrist lock. Deputy [redacted] ordered Suspect Jones to stop fighting. Suspect Jones complied and placed his right hand behind his back. Deputy [redacted] handcuffed Suspect Jones without further incident. Deputy [redacted] estimated the fight lasted between fifteen and twenty seconds. Deputy [redacted] did not have time to use his O.C. spray, baton, or flashlight because he placed both hands on Suspect Jones' wrists/arms to control them. Refer to **Exhibit A** for Deputy [redacted] report.

Deputy Juan Rodriguez

On Wednesday, May 7, 2008, at approximately 1010 hours, Deputy Juan Rodriguez was working as the driver, and Deputy [redacted] was working as the bookman in Unit 214B, dayshift. The Deputies were patrolling the alley because they had arrested more than twenty people for narcotics related crimes. As the Deputies drove north through the alley, they saw the Suspect's vehicle facing south along the east side of the alley, with Suspect Jones in the driver's seat. Deputy Rodriguez saw a Male Black standing next to Suspect Jones' driver's window talking to him.

> **IAB Note:** Deputy Rodriguez only saw one Male Black standing next to the Suspect's vehicle.

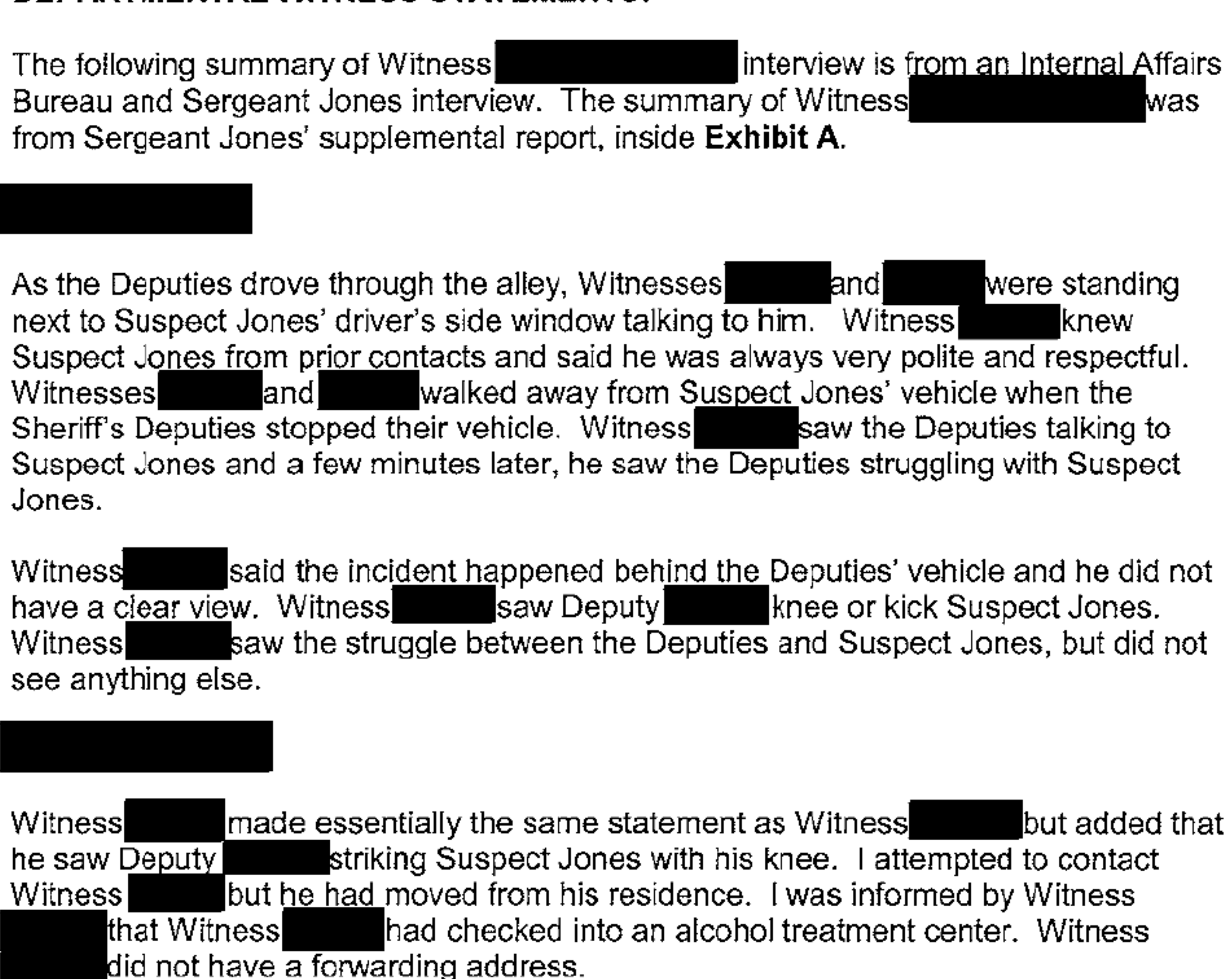
As the Deputies continued driving north through the alley, Deputy Rodriguez saw the Male Black quickly walk away from the Suspect's vehicle. The Deputies stopped their vehicle along the passenger side of Suspect Jones' vehicle Deputy [redacted] approached the driver's door and Deputy Rodriguez approached the passenger's door. Suspect Jones told Deputy [redacted] that he was on [redacted] for [redacted]

Deputy Rodriguez saw Deputy [redacted] escort Suspect Jones away from the Suspect vehicle to the rear of their Sheriff's vehicle. Deputy Rodriguez was approximately three yards south of Deputy [redacted] and Suspect Jones as Deputy [redacted] began to search Suspect Jones. As Deputy [redacted] attempted to search Suspect Jones, Deputy Rodriguez saw Suspect Jones strike Deputy [redacted] on his upper body with his (Jones') right elbow. Suspect Jones attempted to run away. He took two steps and ran into Deputy Rodriguez.

Deputy Rodriguez saw Suspect Jones running towards him and the first thing he thought of was to grab onto Suspect Jones' upper body and force him to the ground. Deputy Rodriguez grabbed onto Suspect Jones' upper chest area and pulled him to the ground. As Suspect Jones was falling to the ground, Deputy Rodriguez released his hold of Suspect Jones to ensure he (Rodriguez) would not also fall down.

Suspect Jones fell on his back and immediately began kicking his legs and punching his fists in the air. Deputy Rodriguez ordered Suspect Jones to stop fighting, but he did not comply. Deputy Rodriguez believed Suspect Jones was possibly in possession of a gun or knife due to his assaultive behavior. Deputy Rodriguez was in fear for his and Deputy [redacted] safety, so he punched Suspect Jones twice in rapid secession in the face with his right fist.

Suspect Jones immediately covered his face with his hands and stopped fighting. The Deputies ordered Suspect Jones to turn around and place his hands behind his back. Suspect Jones complied and was handcuffed without further incident. Deputy Rodriguez did not use his O.C. spray, flashlight, or expandable baton on Suspect Jones because Suspect Jones was too close. Deputy Rodriguez also believed Suspect Jones might have had a weapon and he did not want anything in his hands if he had to use his handgun. Deputy Rodriguez estimated the fight lasted between five and ten seconds. Deputy Rodriguez did not see Deputy [redacted] use force on Suspect Jones. Deputy Rodriguez knew Deputy [redacted] was near him, but he (Rodriguez) was focused on Suspect Jones. Refer to **Exhibit A** for Deputy Rodriguez' report.



DEPARTMENTAL WITNESS STATEMENTS:

The following summary of Witness [redacted] interview is from an Internal Affairs Bureau and Sergeant Jones interview. The summary of Witness [redacted] was from Sergeant Jones' supplemental report, inside **Exhibit A**.

[redacted]

As the Deputies drove through the alley, Witnesses [redacted] and [redacted] were standing next to Suspect Jones' driver's side window talking to him. Witness [redacted] knew Suspect Jones from prior contacts and said he was always very polite and respectful. Witnesses [redacted] and [redacted] walked away from Suspect Jones' vehicle when the Sheriff's Deputies stopped their vehicle. Witness [redacted] saw the Deputies talking to Suspect Jones and a few minutes later, he saw the Deputies struggling with Suspect Jones.

Witness [redacted] said the incident happened behind the Deputies' vehicle and he did not have a clear view. Witness [redacted] saw Deputy [redacted] knee or kick Suspect Jones. Witness [redacted] saw the struggle between the Deputies and Suspect Jones, but did not see anything else.

[redacted]

Witness [redacted] made essentially the same statement as Witness [redacted] but added that he saw Deputy [redacted] striking Suspect Jones with his knee. I attempted to contact Witness [redacted] but he had moved from his residence. I was informed by Witness [redacted] that Witness [redacted] had checked into an alcohol treatment center. Witness [redacted] did not have a forwarding address.

IAB Note: Sergeant Jones contacted another Female Black at the scene. However, the Female Black advised Sergeant Jones that she was new in the neighborhood and did not want to get involved.

SUSPECT STATEMENTS:

The following is from a summary of an internal Affairs Bureau and Sergeant Tina Jones interview with Suspect Jones.

Suspect Jones told Sergeant Jones that he did not recall what happened during the use of force incident. Suspect Jones remembered stepping out of his car and did not remember anything else. Refer to Sergeant Jones supplemental report inside **Exhibit A.**

Suspect Jones told me that he did not want to talk to me about the use of force. Suspect Jones said that he was scared and was unsure if his statements were going to be used against him. I told him that I wanted to speak to him about the use of force incident only. Suspect Jones told me that he wanted to speak to a lawyer before he spoke to me. I concluded my interview.

MISCELLANEOUS SECTION:

None